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Date: Tuesday, April 19, 2005

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To: Mail Stop Issue Fee
Examiner: Loan Thanh
Company: U.S.P.T.O.
Your Reference: Serial No. 10/039,797
Fax Number: 703-872-9306

From: John V. Daniluck (jdanieluck@uspatent.com)
Our Reference: 3413-12

Comments: Enclosed with this transmission:
-Statement regarding Patent Term adjustment

CONFIRMATION OF RECEIPT REQUESTED IF CHECKED: ☒

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IN THE UNITED STATES PATENT OFFICE

In re patent application of:

Eldon H. Nyhart, Jr.

Serial No. 10/039,797

Filed October 26, 2001

APPARATUS FOR THE CONTROLLABLE
MODIFICATION OF COMPOUND
CONCENTRATION IN A TUBEBefore the Examiner
Loan H. Thanh

Group Art Unit 3763

April 19, 2005

STATEMENT REGARDING PATENT TERM ADJUSTMENT

Mail Stop: Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Please consider the following remarks. No fees are believed to be due; however, if any fees are deemed to be due, please charge said fees to Deposit Account No. 23-3030.

REMARKS

The undersigned brings to the attention of the Examiner that the amount of patent term adjustment is 645 days. Applicant respectfully requests recalculation.

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being transmitted to the United States Patent and Trademark Office to the Examiner of Record via facsimile no. 703-872-9306 on April 19, 2005.

JOHN V. DANILUCK
Registered Representative

Signature

Date of Signature

Respectfully submitted

By:

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